

## MINUTES

### MONTANA HOUSE OF REPRESENTATIVES 65th LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON APPROPRIATIONS

**Call to Order:** Chair Nancy Ballance, on March 10, 2017 at 10:00 A.M., in Room 102 Capitol

#### ROLL CALL

**Members Present:**

Rep. Nancy Ballance, Chair (R)  
Rep. Randy Brodehl, Vice Chair (R)  
Rep. Kelly McCarthy, Vice Chair (D)  
Rep. Dan Bartel (R)  
Rep. Tom Burnett (R)  
Rep. Rob Cook (R)  
Rep. Mike Cuffe (R)  
Rep. Kimberly Dudik (D)  
Rep. Janet Ellis (D)  
Rep. Carl Glimm (R)  
Rep. Bradley Hamlett (D)  
Rep. Kenneth L. Holmlund (R)  
Rep. Mike Hopkins (R)  
Rep. Donald W. Jones (R)  
Rep. Jim Keane (D)  
Rep. Jon A. Knokey (R)  
Rep. Ryan Lynch (D)  
Rep. Jimmy Patelis (R)  
Rep. Rae Peppers (D)  
Rep. Marilyn Ryan (D)  
Rep. Tom Woods (D)

**Members Excused:**

Rep. Brad Tschida (R)

**Members Absent:** None

**Staff Present:** Julie Johnson, Legislative Branch  
Joe Triem, Legislative Branch  
Sherri Row, Committee Secretary

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

**Committee Business Summary:**

Executive Action on: HB 2 Sections B and E

00:01:05 Chair Ballance

**EXECUTIVE ACTION ON HB 2**

**Section A**

00:01:32 **Motion:** Rep. Bartel moved that **HB 2 BE AMENDED.**  
**EXHIBIT**(aph50a01)

**Discussion:**

00:02:22 Rep. Cuffe

00:02:37 Vice Chair McCarthy

00:02:55 **Vote:** Motion carried unanimously by voice vote. Rep. Tschida voted by proxy.

00:03:17 Chair Ballance

**Section B**

00:03:48 **Motion:** Rep. Cook moved that **HB 2 BE AMENDED.**  
**EXHIBIT**(aph50a02)

**Discussion:**

00:04:25 Rep. Knokey

00:09:13 Vice Chair McCarthy

00:09:55 Rep. Knokey

00:10:50 Rep. Cook

00:12:07 Rep. Dudik

00:12:19 Rep. Cook

00:12:27 Rep. Ryan

00:14:37 Vice Chair McCarthy

00:14:58 Rep. Knokey

00:15:54 Vice Chair McCarthy

00:18:54 Chair Ballance

00:19:22 Rep. Cook

00:20:17 Chair Ballance

00:21:00 Rep. Woods

00:22:05 Rep. Knokey

00:22:26 Rep. Dudik

00:22:59 Chair Ballance

00:22:59 Rep. Keane left the meeting

00:23:23 **Vote:** Motion carried unanimously by roll call vote. Rep. Keane and Rep. Tschida voted by proxy.

00:24:43 **Motion:** Rep. Knokey moved that **HB 2 BE AMENDED.**  
**EXHIBIT**(aph50a03)

**Discussion:**

00:26:46 Rep. Ryan

00:27:06 Rep. Cook

00:28:12 Rep. Dudik

00:28:25 Rep. Woods

00:28:26 Rep. Cuffe left the meeting

00:28:34 **Vote:** Motion carried 21-1 by voice vote with Rep. Burnett voting no. Rep. Cuffe, Rep. Keane and Rep. Tschida voted by proxy.

00:29:08 **Motion:** Rep. Ryan moved that **HB 2 BE AMENDED.**[\*\*EXHIBIT\(aph50a04\)\*\*](#)**Discussion:**

00:30:06 Rep. Cook

00:30:40 Vice Chair McCarthy

00:31:10 Rep. Cook

00:31:29 Rep. Lynch

00:31:55 **Vote:** Motion failed 9-13 by roll call vote with Rep. Dudik, Rep. Ellis, Rep. Hamlett, Rep. Keane, Rep. Lynch, Rep. McCarthy, Rep. Peppers, Rep. Ryan and Rep. Woods voting aye. Rep. Cuffe, Rep. Keane and Rep. Tschida voted by proxy.

00:33:18 **Motion:** Rep. Ryan moved that **HB 2 BE AMENDED.**[\*\*EXHIBIT\(aph50a05\)\*\*](#)**Discussion:**

00:34:51 Rep. Cook

00:35:51 Rep. Ryan

00:35:54 Rep. Cook

00:36:22 Vice Chair McCarthy

00:36:40 Rep. Cook

00:37:05 Rep. Dudik

00:37:40 Rep. Ryan

00:37:53 Rep. Cook

00:38:54 **Vote:** Motion failed 9-13 by roll call vote with Rep. Dudik, Rep. Ellis, Rep. Hamlett, Rep. Keane, Rep. Lynch, Rep. McCarthy, Rep. Peppers, Rep. Ryan and Rep. Woods voting aye. Rep. Cuffe, Rep. Keane and Rep. Tschida voted by proxy.

00:40:30 **Motion:** Rep. Ryan moved that **HB 2 BE AMENDED.**[\*\*EXHIBIT\(aph50a06\)\*\*](#)**Discussion:**

00:46:58 Rep. Cook

00:48:51 Chair Ballance

00:50:48 Rep. Woods

00:50:59 Chair Ballance  
00:51:12 Rep. Cook  
00:51:56 Chair Ballance  
00:52:01 Vice Chair McCarthy  
00:53:05 Chair Ballance  
00:53:46 Rep. Hamlett  
00:54:25 Rep. Knokey

00:55:37 **Vote:** Motion failed 11-11 by roll call vote with Rep. Dudik, Rep. Ellis, Rep. Hamlett, Rep. Keane, Rep. Knokey, Rep. Lynch, Rep. McCarthy, Rep. Patelis, Rep. Peppers, Rep. Ryan and Rep. Woods voting aye. Rep. Cuffe, Rep. Keane and Rep. Tschida voted by proxy.

00:56:52 **Motion:** Rep. Ryan moved that **HB 2 BE AMENDED.**  
[EXHIBIT\(aph50a07\)](#)

**Discussion:**

01:00:19 Rep. Cook  
01:01:24 Rep. Ryan  
01:01:50 Rep. Cook

01:02:08 **Vote:** Motion failed 9-13 by roll call vote with Rep. Dudik, Rep. Ellis, Rep. Hamlett, Rep. Keane, Rep. Lynch, Rep. McCarthy, Rep. Peppers, Rep. Ryan and Rep. Woods voting aye. Rep. Cuffe, Rep. Keane and Rep. Tschida voted by proxy.

01:03:26 **Motion:** Rep. McCarthy moved that **HB 2 BE AMENDED.**  
[EXHIBIT\(aph50a08\)](#)

**Discussion:**

01:05:40 Rep. Cook  
01:06:00 Chair Ballance  
01:06:00 Rep. Glimm left the meeting

01:06:53 **Vote:** Motion failed 9-13 by roll call vote with Rep. Dudik, Rep. Ellis, Rep. Hamlett, Rep. Keane, Rep. Lynch, Rep. McCarthy, Rep. Peppers, Rep. Ryan and Rep. Woods voting aye. Rep. Cuffe, Rep. Glimm, Rep. Keane and Rep. Tschida voted by proxy.

01:08:15 **Motion:** Rep. Ryan moved that **HB 2 BE AMENDED.**  
[EXHIBIT\(aph50a09\)](#)

**Discussion:**

01:09:30 Rep. Cook  
01:09:52 Chair Ballance

01:10:37 **Vote:** Motion failed 9-13 by roll call vote with Rep. Dudik, Rep. Ellis, Rep. Hamlett, Rep. Keane, Rep. Lynch, Rep. McCarthy, Rep. Peppers, Rep. Ryan and Rep. Woods voting aye. Rep. Cuffe, Rep. Glimm, Rep. Keane and Rep. Tschida voted by proxy.

01:12:08 **Motion:** Rep. Knokey moved that **HB 2 BE AMENDED.**  
[EXHIBIT\(aph50a10\)](#)

**Discussion:**

01:14:34 Rep. Ryan  
01:14:48 Vice Chair McCarthy  
01:15:10 Chair Ballance  
01:15:18 Alice Hecht, Legislative Fiscal Division (LFD)  
01:16:11 Vice Chair McCarthy  
01:16:32 Alice Hecht, LFD  
01:17:06 Chair Ballance  
01:17:19 Rep. Cook  
01:17:39 Rep. Dudik  
01:17:46 Rep. Glimm returned to meeting

01:17:58 **Vote:** Motion carried unanimously by voice vote. Rep. Cuffe, Rep. Keane and Rep. Tschida voted by proxy.

01:18:24 Rep. Cook  
01:18:48 Chair Ballance  
01:18:57 Rep. Cook  
01:19:08 Chair Ballance  
01:19:12 Rep. Patelis  
01:19:42 Rep. Cook

**Committee Business:**

01:19:51 Chair Ballance  
01:20:33 Vice Chair Brodehl  
01:20:41 Chair Ballance

01:20:56 Recessed

**Audio committee minutes for the afternoon session continue on a separate archive.**

00:00:03 Reconvened - Rep. Cuffe, Rep. Keane and Rep. Tschida joined the meeting.  
Rep Burnett was excused.

**Committee Business:**

00:00:10 Chair Ballance  
00:00:19 Joe Triem, Legislative Fiscal Division (LFD)  
00:02:09 Chair Ballance

**Section B**

00:02:27 **Motion/Vote:** Rep. Cook moved that **HB 2 BE AMENDED.** Motion carried unanimously by voice vote. Rep. Burnett voted by proxy.

[EXHIBIT\(aph50a11\)](#)

**Section E**

00:03:57     **Motion:** Rep. Knokey moved that **HB 2 BE AMENDED.**  
**EXHIBIT(aph50a12)**

**Discussion:**

00:05:22     Rep. Woods  
00:05:48     Rep. Jones  
00:06:10     Vice Chair McCarthy  
00:06:43     Chair Ballance  
00:07:00     Vice Chair McCarthy  
00:07:16     Joe Triem, LFD  
00:07:30     Julie Johnson, Legislative Services Division (LSD)  
00:07:40     Rep. Patelis  
00:07:54     Rep. Ryan

00:08:29     **Vote:** Motion failed 11-11 by roll call vote with Rep. Dudik, Rep. Ellis, Rep. Hamlett, Rep. Keane, Rep. Knokey, Rep. Lynch, Rep. McCarthy, Rep. Patelis, Rep. Peppers, Rep. Ryan and Rep. Woods voting aye. Rep. Burnett voted by proxy.

00:09:47     **Motion:** Rep. Patelis moved that **HB 2 BE AMENDED.**  
**EXHIBIT(aph50a13)**

**Discussion:**

00:11:00     Rep. Woods  
00:11:04     Rep. Burnett joined the meeting

00:11:14     **Vote:** Motion carried unanimously by voice vote.

00:11:42     **Motion:** Rep. Hopkins moved that **HB 2 BE AMENDED.**  
**EXHIBIT(aph50a14)**

**Discussion:**

00:12:55     Rep. Dudik  
00:13:07     Rep. Hopkins  
00:13:09     Rep. Patelis left the meeting

00:13:27     **Vote:** Motion carried unanimously by voice vote. Rep. Patelis voted by proxy.

00:13:55     **Motion/Vote:** Rep. D. Jones moved that **HB 2 BE AMENDED.** Motion carried unanimously by voice vote. Rep. Patelis voted by proxy.  
**EXHIBIT(aph50a15)**

00:15:00     Rep. Keane

00:15:08     **Motion:** Rep. D. Jones moved that **HB 2 BE AMENDED.**  
**EXHIBIT(aph50a16)**

**Discussion:**

00:16:07 Rep. Keane

00:16:44 **Vote:** Motion carried 14-8 by roll call vote with Rep. Dudik, Rep. Ellis, Rep. Hamlett, Rep. Keane, Rep. Lynch, Rep. Peppers, Rep. Ryan and Rep. Woods voting no. Rep. Patelis voted by proxy.

00:18:13 Rep. Jones

00:18:32 **Motion:** Rep. Woods moved that **HB 2 BE AMENDED.**  
**EXHIBIT(aph50a17)**

**Discussion:**

00:19:20 Rep. Jones

00:19:20 Rep. Patelis returned

00:19:23 **Vote:** Motion failed 9-13 by roll call vote with Rep. Dudik, Rep. Ellis, Rep. Hamlett, Rep. Keane, Rep. Lynch, Rep. McCarthy, Rep. Peppers, Rep. Ryan and Rep. Woods voting aye.

00:21:52 **Motion:** Rep. Woods moved that **HB 2 BE AMENDED.**  
**EXHIBIT(aph50a18)**

**Discussion:**

00:22:25 Rep. Jones

00:22:36 **Vote:** Motion failed 9-13 by roll call vote with Rep. Dudik, Rep. Ellis, Rep. Hamlett, Rep. Keane, Rep. Lynch, Rep. McCarthy, Rep. Peppers, Rep. Ryan and Rep. Woods voting aye.

00:23:59 **Motion:** Rep. Woods moved that **HB 2 BE AMENDED.**  
**EXHIBIT(aph50a19)**

**Discussion:**

00:24:09 Rep. Jones

00:24:33 Rep. Dudik left the meeting

00:24:52 **Vote:** Motion failed 10-12 by roll call vote with Rep. Cook, Rep. Dudik, Rep. Ellis, Rep. Hamlett, Rep. Keane, Rep. Lynch, Rep. McCarthy, Rep. Peppers, Rep. Ryan and Rep. Woods voting aye. Rep. Dudik voted by proxy.

00:26:21 **Motion:** Rep. Woods moved that **HB 2 BE AMENDED.**  
**EXHIBIT(aph50a20)**

**Discussion:**

00:27:02 Rep. Jones

00:27:26 Rep. Woods

00:28:06 Chair Ballance

00:28:08 Rep. Dudik returned

00:28:12 **Vote:** Motion failed 10-12 by roll call vote with Rep. Cuffe, Rep. Dudik, Rep. Ellis, Rep. Hamlett, Rep. Keane, Rep. Lynch, Rep. McCarthy, Rep. Peppers, Rep. Ryan and Rep. Woods voting aye.

00:29:30 **Motion/Vote:** Rep. Woods moved that **HB 2 BE AMENDED**. Motion failed 8-14 by roll call vote with Rep. Dudik, Rep. Ellis, Rep. Hamlett, Rep. Lynch, Rep. McCarthy, Rep. Peppers, Rep. Ryan and Rep. Woods voting aye.

[\*\*EXHIBIT\*\*](#)(aph50a21)

00:33:16 **Motion:** Rep. Keane moved that **HB 2 BE AMENDED**.

[\*\*EXHIBIT\*\*](#)(aph50a22)

**Discussion:**

00:33:56 Rep. Jones

00:33:59 Rep. Glimm

00:34:08 Vice Chair McCarthy

00:34:49 **Vote:** Motion carried unanimously by voice vote.

00:35:05 **Motion:** Rep. Hamlett moved that **HB 2 BE AMENDED**.

[\*\*EXHIBIT\*\*](#)(aph50a23)

**Discussion:**

00:36:03 Rep. Jones

00:36:33 Rep. Dudik

00:36:54 Rep. Jones

00:37:06 **Vote:** Motion failed 9-13 by roll call vote with Rep. Dudik, Rep. Ellis, Rep. Hamlett, Rep. Keane, Rep. Lynch, Rep. McCarthy, Rep. Peppers, Rep. Ryan and Rep. Woods voting aye.

00:38:22 **Motion:** Rep. Hamlett moved that **HB 2 BE AMENDED**.

[\*\*EXHIBIT\*\*](#)(aph50a24)

**Discussion:**

00:39:38 Rep. Jones

00:39:47 **Vote:** Motion failed 9-13 by roll call vote with Rep. Dudik, Rep. Ellis, Rep. Hamlett, Rep. Keane, Rep. Lynch, Rep. McCarthy, Rep. Peppers, Rep. Ryan and Rep. Woods voting aye.

00:42:13 Chair Ballance

00:42:16 **Motion:** Rep. Keane moved that **HB 2 BE CONCEPTUALLY AMENDED TO STRIKE "OPERATING EXPENSE" AND INSERT "PERSONAL SERVICES"**.

[\*\*EXHIBIT\*\*](#)(aph50a25)

**Discussion:**

00:42:49 Rep. Jones



00:43:32 **Vote:** Motion carried unanimously by voice vote.

00:44:00 Chair Ballance

00:44:31 **Motion:** Rep. Brodehl moved that **HB 2 DO PASS.**

00:44:46 **Motion:** Rep. Brodehl moved that **HB 2 BE AMENDED BY STRIKING EVERYTHING BENEATH THE ENACTING CLAUSE AND SUBSTITUTING THE TEXT OF THE AMENDED "STUDY BILL" WHICH REPRESENTS THE RECOMMENDATIONS OF THE JOINT APPROPRIATIONS SUBCOMMITTEES AND THE ACTIONS OF THE FULL APPROPRIATIONS COMMITTEE.**

00:45:03 **Vote:** Motion carried unanimously by voice vote.

00:45:27 **Motion:** Rep. Brodehl moved that **HB 2 DO PASS AS AMENDED.**

**Discussion:**

00:45:40 Rep. Burnett

00:46:00 Chair Ballance

00:46:28 Vice Chair McCarthy

00:47:18 Vice Chair Brodehl

00:47:50 Rep. Dudik

00:48:30 Chair Ballance

00:49:30 **Vote:** Motion carried 14-8 by roll call vote with Rep. Burnett, Rep. Dudik, Rep. Ellis, Rep. Lynch, Rep. McCarthy, Rep. Peppers, Rep. Ryan and Rep. Woods voting no.

**Committee Business:**

00:50:56 Chair Ballance

**ADJOURNMENT**

Adjournment: 00:51:13

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Sherri Row, Secretary

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Additional Documents:

**EXHIBIT**([aph50aad.pdf](#))